

THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, APRIL 18, 2011 AT 3:00 P.M.

The Meeting was called to order at 3:00 p.m. Present: Council Chair Spatz; Council Members: Camp, Carroll, Cook, Emery, Hornung, Snyder; City Clerk, Joan E. Ross.

Council Chair Spatz announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

READING OF THE MINUTES

Camp Having been appointed to read the minutes of the City Council proceedings of April 11, 2011 reported having done so, found same correct.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

MAYOR'S ANNUAL AWARD OF EXCELLENCE

Mayor Chris Beutler presented the Annual Mayor's Award of Excellence. He stated that all nominations are reviewed by the Mayor's Award of Excellence Committee which includes a representative from each Union and a non-union representative appointed by the Mayor. The Mayor asked the committee to stand to be recognized. He also acknowledged any past recipients who were in the audience. The annual honorable mention award went to Colin Clark and Toni Kent of StarTran in the category of Customer Relations. The annual award was presented to Gene Hanlon of the Public Works Recycling Office. He was nominated for his recycling efforts during the Special Olympics Games last summer in the category of Productivity and Customer Relations. He worked with many other agencies to develop a solid waste management plan for the week long event with the goal to make the opening and closing ceremonies and the Olympic Village zero waste events. All locations were designated as litter free. He applied successfully for a \$21,000 grant from the State Department of Environmental Quality to purchase 319 portable recycling containers that are now available to be loaned out at no cost to City organizations who are doing their own special events. More than 15,000 pounds of bottles & cans, 24,000 pounds of cardboard and paper, 9,000 pounds of compostable were kept out of the landfill. Gene's leadership skills and dedication are to be praised. He works everyday to keep this city a green city.

Gene Hanlon came forward to thank the Mayor and the Committee. He felt this was very humbling because he feels there are hundreds and hundreds of people working for the City that provide quality service to the residents of Lincoln. He thanked Karla Welding and Jorge Samayoa for nominating him for this award. He is looking forward to expanding the recycling opportunities for the residents of Lincoln and to promote the Green Initiative such as zero waste in years to come.

Greg McLean, Director of Public Works Dept., came forward to state he is very proud that both awards were to employees in the Public Works Department. He stated there are over 500 dedicated professional employees in Public Works that day in and day out provide these kinds of services to the citizens of Lincoln. Gene's activities far exceed the Special Olympics initiative, he does this everyday.

This matter was taken under advisement.

PUBLIC HEARING

AUTHORIZING THE CITY OF LINCOLN, NEBRASKA TO ENTER INTO A LEASE-PURCHASE TRANSACTION WITH UNION BANK AND TRUST COMPANY, LINCOLN, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$3,600,000 TO REFINANCE EQUIPMENT ACQUIRED WITH THE PROCEEDS OF OUTSTANDING CERTIFICATES OF PARTICIPATION AND RELATED MATTERS - Don Herz, Director of Finance, came forward to state this is the first of two ordinances they are recommending refunding of existing general fund type of obligations that is believed to save the City debt service by doing so.

Scott Keene, Ameritas Investment Corp., stated they are proposing a current refunding of three series of outstanding certificate participation in the amount of approximately \$3,150,000. The outstanding certificates have rates of approximately 3.8% and are in a position in today's market to refund those certificates at a rate of something below 2%. It is estimated at today's rates a present day savings of approximately \$150,000 or about 4.7% of the outstanding par amount of certificates. The municipal market evaluates refunding that need

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to have savings of at least 4% so these at today's market would have 4.7% which would be considered valuable refunding. The market will be marketed early next week and settle the certificate financing around June 1st and call them at that time.

Mr. Herz stated these certificates are primarily used to fund street light purchases during this period of time. It does not extend the maturity of the existing notes.

This matter was taken under advisement.

AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF LINCOLN, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$21,000,000 TO REFUND OUTSTANDING GENERAL OBLIGATION BONDS OF THE CITY AND RELATED MATTERS - Don Herz, Director of Finance, came forward to state this is a more significant refunding which would refund the 1999, 2002, 2005 General Obligation Bonds that are currently callable comprising of close to 50% of all of our outstanding General Obligation debt.

Scott Keene, Ameritas, stated these three outstanding issues have an average yield of between 4 and 4.85% and current market conditions would allow them to be replaced with Refunding Bonds at around 3%. These would have an estimated savings of about \$1,650,000 against about \$21,000,000 so the percentage of savings is closer to 8%. The current plan is to continue to work with the rating agency to affirm the City's Triple A ratings from both Moody's and Standard and Poore's and have that rating process completed by early May and proceed to a sale the middle of May.

Mr. Herz stated the 1999 bonds were used for the two new libraries and the Children's Museum. The 2002 & 2005 are Storm Water Bond issues. This does not extend the maturity of these debts.

Jayne Snyder, Council Member, thanked Don and Lauren for taking advantage of this refunding saving much needed tax dollars.

This matter was taken under advisement.

APPROVING AN AMENDMENT TO THE LIMITS OF PAVING DISTRICT NO. 2630 TO INCLUDE ADDITIONAL BENEFITTED PROPERTY - Don Taute, Assistant City Attorney, stated this is a technical amendment to a paving district created a little over a year ago to add some additional property that would benefit by the improvements in particularly some additional storm sewer that should have been part of the initial paving district. This will help with the drainage in this area. The area is Glen Oaks Plaza Addition which is north of Old Cheney, between Old Cheney and Pioneer on 84th Street where a bank is being built. The assessment will be spread to the property owned by Hampton Development.

This matter was taken under advisement.

IDENTIFYING AND DECLARING THE AREA GENERALLY LOCATED ALONG HAVELOCK AVENUE FROM CORNHUSKER HIGHWAY ON THE WEST TO 64TH STREET ON THE EAST AS THE HAVELOCK BUSINESS AREA; APPROVING THE APPOINTMENT OF DAVE COLE, ROGER PLETCHER, SUE COVER, TAM SPENCE, DENISE OTTO AND RICH O'HARE AS MEMBERS OF THE HAVELOCK BUSINESS IMPROVEMENT BOARD; AND DIRECTING THE BOARD TO MAKE RECOMMENDATIONS TO THE CITY COUNCIL FOR THE ESTABLISHMENT OF A PLAN FOR IMPROVEMENTS IN THE HAVELOCK BUSINESS AREA - David Landis, Director of Urban Development, stated there are three steps to the creation of the Business Improvement District. The first is to identify the district and the appointment of a board. The board goes out and tells the area they are interested in the creation of that area, has a public hearing, then comes back with a resolution. After the resolution is acted on they come back with an ordinance. The Mayor has appointed the Havelock Business Improvement Board. The plan is to eventually get to a streetscape which would have ornamental trees and hopefully, ornamental signage. The BID is obligated to create a budget for these items. The Business Improvement will involve everybody in the business district who will help pay for the improvements not just those who are members of the voluntary organization, Havelock Business Association.

Denise Otto, Havelock Business Improvement Board member, came forward to state the potential Business Improvement Board members also are members of the Havelock Business Association. The Havelock Business Association recognizes the need to establish the BID for the equitable, ongoing maintenance of the streetscape before construction commences. The active members of the Association are actively educating the affected property owners gathering support for the BID with the assistance and guidance of the Urban Development Department and most particularly Bradd Schmeichel.

David Cole, Chair of the Havelock Business Improvement Board, was available for questions.

This matter was taken under advisement.

COMP. PLAN CONFORMITY 11003 - APPROVING AN AMENDMENT TO THE LINCOLN CENTER REDEVELOPMENT PLAN TO ADD THE "17TH AND Q/CREDIT UNION REDEVELOPMENT PROJECT" FOR THE RELOCATION OF THE CREDIT UNION CURRENTLY LOCATED ON THE NORTHWEST CORNER OF 17TH AND Q STREETS TO THE NORTHEAST CORNER OF 17TH AND P STREETS;

COMP. PLAN CONFORMITY 11003 - APPROVING AND ADOPTING PROPOSED AMENDMENTS TO THE ANTELOPE VALLEY REDEVELOPMENT PLAN TO ADD THE "17TH AND Q/CREDIT UNION REDEVELOPMENT PROJECT" - David Landis, Director of Urban Development, came forward to state this is not a redevelopment agreement. The car lot on P street will move and be replaced by a two story Credit Union. The area where the Credit Union's drive through and parking lot are will be removed and become a three story brick fraternity house with 30 bedrooms for 60 students. Streetscape will be done around the Credit Union and the fraternity house. There are no water, sanitary sewer, or storm water improvements required. The total construction cost will be around \$5,000,000. The buildings will meet the design standards. This will bring valuation growth, new construction, more downtown residents, cut back on two curb cuts that will reduce the traffic risks, improved streetscapes and a better visual element on 17th Street with the removal of three LES poles. They probably will come back with a Redevelopment Agreement that would have a significant portion of the Tax Increment Financing going to the streetscape, a portion going to the removal of the LES poles, and then the remainder going for the purpose of land acquisition. The streetscape includes landscaping and the removal & replacing of sidewalks.

Bill Austin, Erickson & Sederstrom Law Firm, came forward representing the University of Nebraska Federal Credit Union. He commented that the President of the Credit Union, Bob Terrell, was also in the audience. They are in this in a cooperative effort with the fraternity, Phi Kappa Theta.

Jennifer Strand, Woods & Aiken Law Firm, came forward representing the fraternity. This is a national fraternity new to the University of Nebraska campus. There will be 2 ½ employees at the fraternity which are a house parent, a cook and a maintenance supervisor. The P Street and Q Street corridors are a vital connection between downtown and the Antelope Valley that the City has invested money in. There is a P Street corridor being developed. The TIF funds for the streetscape will be placed in escrow until the City has that streetscape plan completed. Having the funds available will be a benefit to the City to initiate and start that streetscape connection between downtown and Antelope Valley.

This matter was taken under advisement.

APPROVING A CONTRACT BETWEEN THE CITY AND THE NEBRASKA DEPARTMENT OF ROADS TO MERGE THE PREVIOUSLY APPROVED WEST O HISTORIC HIGHWAY PROJECT FOR IMPROVEMENTS LOCATED ON A FOUR-BLOCK SEGMENT OF WEST O STREET BETWEEN 3RD STREET AND THE SALT CREEK BRIDGE INTO A SECOND GRANT PROJECT EXTENDING THE IMPROVEMENTS TO HOMESTEAD EXPRESSWAY - David Landis, Director of Urban Development, stated they have won two grants from the Department of Roads to do some work on West O Street. It includes a historical plaza on the far side of the Harris Overpass. It includes some ornamental lighting, some landscaping in Phase I which is was very close to the Harris Overpass. They won another grant for some ornamental lighting and landscaping at various locations, not uniformly, in Phase II. It is requested that the two phases be merged to be administered which meets approval by the State. Construction is, hopefully, to be next year. It is hoped that the appearance will be that Lincoln starts along West O and not at the Harris Overpass.

This matter was taken under advisement.

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY TO PROVIDE A LIAISON FOR THE DELIVERY OF HUMAN SERVICES TO THE HISPANIC/LATINO COMMUNITY FOR A ONE YEAR TERM - Kit Boesch, Administrator of Human Services, came forward to request approval of a contract with Loren Mestres-Roberts as a Minority Outreach Worker for Human Services. Ms. Boesch commented that Loren goes out to Ethnic Centers, CLC and agencies teaching clinics, answering questions and helping families. She has been on the planning committee for the 2011 Civil Rights Conference by the Lincoln Commission of Human Rights, on the planning committee for the Martin Luther King State ceremony and is chairing the Employment Recognition Banquet for the new American Task Force. The building information on City government is in four different languages, Spanish, Vietnamese, Arabic and English all thanks to Loren. There will be a signage change in the County-City building.

This matter was taken under advisement.

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APPROVING A MULTI-YEAR CONTRACT BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY, LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION AND DELL MARKETING L.P. FOR COMPUTER EQUIPMENT, PERIPHERALS, AND RELATED SERVICES FOR A TERM FROM THE DATE OF EXECUTION THROUGH AUGUST 31, 2012, WITH OPTIONS TO RENEW FOR TWO ONE-YEAR TERMS OR ONE TWO-YEAR TERM - Vince Mejer, City Purchasing Agent, came forward to answer questions.

This matter was taken under advisement.

AMENDING CHAPTER 10.32 OF THE LINCOLN MUNICIPAL CODE RELATING TO STOPPING, STANDING AND PARKING OF VEHICLES BY ADDING A NEW SECTION NUMBERED 10.32.075 TO PROHIBIT THE PARKING OF TRUCKS ON A STREET MORE THAN 400 FEET FROM THE PRIMARY PLACE OF BUSINESS AND PROVIDING CERTAIN EXCEPTIONS - David Tarrence, owner of Local Movers, came forward stating he is the reason for this ordinance. Some of the business owners in the area where he parks are unhappy with him parking his truck on the street which actually is a seldom used street. Last week it was stated that Mr. Tarrence does not pay taxes and is parking his truck on the City streets to have free advertising. In answer to these comments he says he pays property taxes, gasoline taxes and is parking in this area because it is zoned commercial as he cannot park the truck in his residential neighborhood. He is not doing it for free advertising. He feels if that was the case an ordinance would have to be passed to outlaw all big trucks having advertising. He asked if this ordinance is passed how would that affect the U-Hauls parked in front of houses? Concern was expressed by Emergency Care in that area that their signage would not be visible coming down Capital Parkway because of the truck park nearby.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY THE CITY COUNCIL ON April 4, 2011 - CLERK presented said report which was placed on file in the Office of the City Clerk. (27-1)

RESOLUTION APPROVING THE DISTRIBUTION OF FUNDS REPRESENTING INTEREST EARNINGS ON SHORT-TERM INVESTMENTS OF IDLE FUNDS DURING THE MONTH ENDED FEBRUARY 28, 2011 - CLERK read the following resolution, introduced by Eugene Carroll, who moved its adoption:

A-86299 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That during the month ended February 28, 2011, \$193,105.33 was earned from the investments of "IDLE FUNDS". The same is hereby distributed to the various funds on a pro-rata basis using the balance of each fund and allocating a portion of the interest on the ratio that such balance bears to the total of all fund balances.

Introduced by Eugene Carroll

Seconded by Camp & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

REPORT OF LINCOLN WATER & WASTEWATER SYSTEM RECAPITULATION OF DAILY CASH RECEIPTS FOR MARCH 2011 - CLERK presented said report which was placed on file in the Office of the City Clerk.

PETITIONS & COMMUNICATIONS

PLACED ON FILE IN THE CITY CLERK'S OFFICE:

Waiver No. 10025 to Administrative Final Plat No. 01008, approved by the Planning Director on April 7, 2011, requested by the Baylor - Evnen law firm, to extend the time for two years to install sidewalks, street trees and private ornamental lighting for Carroll M5 Addition. The improvements shall be completed by April 7, 2013. Sidewalks must still be completed on any lot prior to occupancy as part of a building permit. Property is generally located at N. 27th St. and Cleveland Ave.

SETTING THE HEARING DATE OF MONDAY, MAY 2, 2011 AT 3:00 P.M. FOR THE APPLICATION OF PIES & PINTS, LLC DBA PIES & PINTS FOR A CLASS C LIQUOR LICENSE LOCATED AT 311 N. 8TH STREET, STE. 1 - CLERK read the following resolution, introduced by Eugene Carroll, who moved its adoption:

A-86300 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Mon., May 2, 2011 at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE, for Application of Pies & Pints, LLC dba Pies & Pints for a Class C liquor license located at 311 N. 8th Street, Ste. 1.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Eugene Carroll

Seconded by Camp & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

MISCELLANEOUS - NONE

LIQUOR RESOLUTIONS - NONE

ORDINANCE - 2ND READING & RELATED RESOLUTIONS (as required)

AUTHORIZING THE CITY OF LINCOLN, NEBRASKA TO ENTER INTO A LEASE-PURCHASE TRANSACTION WITH UNION BANK AND TRUST COMPANY, LINCOLN, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$3,600,000 TO REFINANCE EQUIPMENT ACQUIRED WITH THE PROCEEDS OF OUTSTANDING CERTIFICATES OF PARTICIPATION AND RELATED MATTERS - CLERK read an ordinance, introduced by Jon Camp, authorizing and approving a lease-purchase transaction with Union Bank and Trust Company, the proceeds of which will be used to provide for the payment and redemption of certain outstanding Certificates of Participation-Lease Rentals, Series 2004, Series 2005, and Series 2006 of the City; approving the issuance, sale and delivery of not to exceed \$3,600,000 principal amount of refunding Certificates of Participation in such Lease; fixing in part and providing for the fixing in part of certain provisions of the Lease; and related matters, the second time.

AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF LINCOLN, NEBRASKA IN AN AMOUNT NOT TO EXCEED \$21,000,000 TO REFUND OUTSTANDING GENERAL OBLIGATION BONDS OF THE CITY AND RELATED MATTERS - CLERK read an ordinance, introduced by Jon Camp, authorizing the issuance of not to exceed \$21,000,000 principal amount of General Obligation Refunding Bonds, Series 2011; prescribing the form of the Bonds; fixing in part and providing for the fixing in part of the terms of the Bonds; providing for the levy and collection of an annual tax to pay the principal of and interest on such bonds; authorizing certain other documents and actions in connection therewith; and related matters, the second time.

APPROVING AN AMENDMENT TO THE LIMITS OF PAVING DISTRICT NO. 2630 TO INCLUDE ADDITIONAL BENEFITTED PROPERTY - CLERK read an ordinance, introduced by Jon Camp, amending the limits of Paving District No. 2630 created by Ordinance No. 19357 to include additional benefitted property relating to additional storm sewer construction as a part of Paving District No. 2630, the second time.

PUBLIC HEARING - RESOLUTIONS

IDENTIFYING AND DECLARING THE AREA GENERALLY LOCATED ALONG HAVELOCK AVENUE FROM CORNHUSKER HIGHWAY ON THE WEST TO 64TH STREET ON THE EAST AS THE HAVELOCK BUSINESS AREA; APPROVING THE APPOINTMENT OF DAVE COLE, ROGER PLETCHER, SUE COVER, TAM SPENCE, DENISE OTTO AND RICH O'HARE AS MEMBERS OF THE HAVELOCK BUSINESS IMPROVEMENT BOARD; AND DIRECTING THE BOARD TO MAKE RECOMMENDATIONS TO THE CITY COUNCIL FOR THE ESTABLISHMENT OF A PLAN FOR IMPROVEMENTS IN THE HAVELOCK BUSINESS AREA - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86301 WHEREAS, the City is authorized by the Business Improvement District Act (Neb. Rev. Stat. §§ 19-4015-19-4038) (the Act) to create Business Improvement Districts within an established business area of the City zoned for Business, Public or Commercial purposes to provide means to raise the necessary funds for the purpose of providing and maintaining the improvements authorized by the Act; and

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WHEREAS, the City wishes to identify a Business Area to be improved as provided in the Act and appoint a Business Area Improvement Board to study and make recommendations to the City Council for the establishment of a plan or plans for improvements in the Business Area consistent with the Act; and

WHEREAS, the area generally located along Havelock Avenue from Cornhusker Highway on the west to 64th Street on the east, as more particularly set forth in Attachment "A" attached hereto and incorporated herein by this reference, consists of land zoned for Business, Public or Commercial purposes under the City of Lincoln Zoning Code.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. The Area described as all property fronting on Havelock Avenue from Cornhusker Highway on the west to 64th Street on the east, except for properties fronting on the south side of Havelock Avenue from 60th Street west to 58th Street, and shown in greater detail in Attachment "A" is eligible to be and is hereby declared to be an established Business Area of the City of Lincoln to be known as the "Havelock Business Area".

2. The Mayor has appointed, and the City Council hereby approves, the following persons consisting of property owners, residents, business operators or users of space within the Havelock Business Area as members of a Business Improvement Board to be known as the "Havelock Business Improvement Board":

Dave Cole
Roger Pletcher
Sue Cover
Tam Spence
Denise Otto
Rich O'Hare

3. The above-named members of the Havelock Business Improvement Board have agreed to and shall serve without compensation for a three year term or until their successors are appointed and qualified as provided under the Act.

4. The Havelock Business Improvement Board shall make recommendations to the City Council for the establishment of a plan or plans for improvements in the Havelock Business Area.

5. The Havelock Business Improvement Board may make recommendations to the City Council on the proposed boundaries for any Business Improvement Districts to be established in the Havelock Business Area. The Board may also make recommendations as to the use of funds collected in any type of assessments, if any, related to the Havelock Business Area.

6. The Havelock Business Improvement Board shall comply with the Act and meet according to law and such rules and by-laws as the Board shall adopt.

Introduced by Jon Camp

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

COMP. PLAN CONFORMITY 11003 - APPROVING AN AMENDMENT TO THE LINCOLN CENTER REDEVELOPMENT PLAN TO ADD THE "17TH AND Q/CREDIT UNION REDEVELOPMENT PROJECT" FOR THE RELOCATION OF THE CREDIT UNION CURRENTLY LOCATED ON THE NORTHWEST CORNER OF 17TH AND Q STREETS TO THE NORTHEAST CORNER OF 17TH AND P STREETS. (RELATED ITEMS: 11R-90, 11R-91) - CLERK read the following resolution, introduced by Eugene Carroll, who moved its adoption:

A-86302 WHEREAS, the City Council on October 22, 1984, adopted Resolution No. A-9713 finding an area generally bounded by "R" Street, 17th Street, "S" Street, and 7th Street to be blighted, and on October 19, 1987, adopted Resolution No. A-71701 finding said area to be blighted and substandard as defined in the Nebraska Community Development Law (Neb.Rev. Stat. § 18-2101, et seq. as amended) and in need of redevelopment; and

WHEREAS, The City Council has previously adopted the Lincoln Center Redevelopment Plan (hereinafter the "Plan") including plans for various redevelopment projects within said area in accordance with the requirements and procedures of the Nebraska Community Development Law; and now desires to modify said plan by establishing the "17th and Q Credit Union Redevelopment Project" for the relocation of the Credit Union currently located on the northwest corner of 17th and Q Streets to the northeast corner of 17th and P Streets; and

WHEREAS, the Director of the Urban Development Department has filed with the City Clerk modifications to the Redevelopment Plan contained in the document entitled "Proposed Amendments to the Lincoln Center Redevelopment Plan and the Antelope Valley Redevelopment Plan (17th and Q/Credit Union Redevelopment Project)" which is attached hereto, marked as Attachment "A", and made a part hereof by reference, and has reviewed said plan and has found that it meets the conditions set forth in Neb. Rev. Stat. § 18-2113 (Reissue 2007); and

WHEREAS, on March 11, 2011, a notice of public hearing was mailed postage prepaid to all registered neighborhood associations located in whole or in part within one mile radius of the area to be redeveloped setting forth the time, date, place and purpose of the public hearing to be held on March 23, 2011 before the Lincoln City - Lancaster County Planning Commission regarding the proposed 17th and

Q/Credit Union Redevelopment Project, a copy of said notice and list of said registered neighborhood associations having been attached hereto as Attachment "B" and "C" respectively; and

WHEREAS, on April 1, 2011 a notice of public hearing was mailed postage prepaid to the foregoing registered neighborhood associations setting forth the time, date, place, and purpose of the public hearing before the City Council to be held on April 18, 2011, regarding the proposed 17th and Q/Credit Union Redevelopment Project, a copy of said notice having been attached hereto as Attachment "D"; and

WHEREAS, on April 1, 2011 and April 8, 2011 a Notice of Public Hearing was published in the Lincoln Journal Star newspaper, setting the time, date, place and purpose of the public hearing to be held on April 18, 2011 regarding the proposed 17th and Q/Credit Union Redevelopment Project for said blighted and substandard area, a copy of such notice having been attached hereto and marked as Attachment "E"; and

WHEREAS, said proposed Amendments to the Lincoln Center Redevelopment Plan to add the 17th and Q/Credit Union Redevelopment Project have been submitted to the Lincoln-Lancaster County Planning Commission for review and recommendations, and said Planning Commission on March 23, 2011 found the Plan Amendments to be in conformance with the Comprehensive Plan and recommended approval thereof; and

WHEREAS, on April 18, 2011 in the City Council chambers of the County-City Building, 555 South 10th Street, Lincoln, Nebraska, the City Council held a public hearing relating to the proposed modifications to the Redevelopment Plan and all interested parties were afforded at such public hearing a reasonable opportunity to express their views respecting said proposed modifications to the redevelopment plan; and

WHEREAS, the City Council has duly considered all statements made and materials submitted relating to said proposed modifications to the redevelopment plan.

NOW, THEREFORE, IT IS FOUND AND DETERMINED by the City Council of the City of Lincoln, Nebraska as follows:

1. That the 17th and Q/Credit Union Redevelopment Project is described in sufficient detail and is designed with the general purpose of accomplishing a coordinated, adjusted and harmonious development of the City and its environs which will promote the general health, safety and welfare, sound design and arrangement, the wise and efficient expenditure of public funds, and the prevention of the recurrence of unsanitary or unsafe dwelling accommodations or conditions of blight.

2. That incorporating the 17th and Q/Credit Union Redevelopment Project into the Redevelopment Plan is feasible and in conformity with the general plan for the development of the City of Lincoln as a whole and said Plan is in conformity with the legislative declarations and determinations set forth in the Community Development Law.

3. That the substandard and blighted conditions in the 17th and Q/Credit Union Redevelopment Project Area are beyond remedy and control solely by regulatory process and the exercise of police power and cannot be dealt with effectively by the ordinary operations or private enterprise without the aids provided by the Community Development law, specifically including Tax Increment Financing.

4. That elimination of said substandard and blighted conditions under the authority of the Community Development Law is found to be a public purpose and in the public interest.

5. That the 17th and Q/Credit Union Redevelopment Project would not be economically feasible without the use of tax-increment financing.

6. That the costs and benefits of the redevelopment activities, including costs and benefits to other affected political subdivisions, the economy of the community, and the demand for public and private services have been analyzed by the City Council as the governing body for the City of Lincoln and have been found to be in the long-term best interest of the City of Lincoln.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. That the document entitled "Proposed Amendments to the Lincoln Center Redevelopment Plan for the 17th and Q/Credit Union Redevelopment Project" attached hereto as Attachment "A", establishing and adding the 17th and Q/Credit Union Redevelopment Project to the Lincoln Center Redevelopment Plan (to be listed as Project X), is hereby accepted and approved by the City Council as the governing body for the City of Lincoln.

2. That the Urban Development Director, or his authorized representative, is hereby authorized and directed to take all steps necessary to implement the provisions of said Redevelopment Plan as they relate to the above-described modifications.

3. That the Redevelopment Project Area for the 17th and Q/Credit Union Redevelopment Project as described and depicted in the Plan Amendments is the Redevelopment Project Area comprising the property to be included in the area subject to the tax increment provision authorized in the Nebraska Community Development Law.

4. That the Finance Director is hereby authorized and directed to cause to be drafted and submitted to the City Council any appropriate ordinances and documents needed for the authorization to provide necessary funds including Community Improvement Financing in accordance with the Community Development Law to finance related necessary and appropriate public acquisitions, improvements and other activities set forth in said Plan Amendment to the Lincoln Center Redevelopment Plan.

Introduced by Eugene Carroll

Seconded by Hornung & carried by the following vote: AYES:Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: Camp.

COMP. PLAN CONFORMITY 11003 - APPROVING AND ADOPTING PROPOSED AMENDMENTS TO THE ANTELOPE VALLEY REDEVELOPMENT PLAN TO ADD THE "17TH AND Q/CREDIT UNION REDEVELOPMENT PROJECT." (RELATED ITEMS: 11R-90, 11R-91) - CLERK read the following resolution, introduced by Eugene Carroll, who moved its adoption:

A-86303 WHEREAS, the City Council on July 21, 2003, adopted Resolution No. A-82222 finding an area generally bounded by C Street on the south, 17th Street on the west, the Burlington Northern Railroad on the north, and 28th Street on the east (comprising parts of the Near South, Woods Park, Malone, Clinton, Hawley, Hartley, and Downtown neighborhoods), and an area generally bounded by the Burlington Railroad on the south, Interstate 180 on the west, Salt Creek on the north, and 14th Street on the east (comprising the North Bottoms neighborhood) to be blighted and substandard as defined in the Nebraska Community Development Law (Neb. Rev. Stat. § 18-2101, et seq. as amended) and in need of redevelopment; and

WHEREAS, the City Council has previously adopted the Antelope Valley Redevelopment Plan and amendments thereto (hereinafter the "Antelope Valley Redevelopment Plan" or "Plan") including plans for various redevelopment projects within said blighted and substandard area in accordance with the requirements and procedures of the Nebraska Community Development Law; and now desires to modify said plan by establishing the "17th and Q Credit Union Redevelopment Project" for the relocation of the Credit Union currently located on the northwest corner of 17th and Q Streets to the northeast corner of 17th and P Streets; and

WHEREAS, the Director of the Urban Development Department has filed with the City Clerk modifications to the Redevelopment Plan contained in the document entitled "Proposed Amendments to the Lincoln Center Redevelopment Plan and the Antelope Valley Redevelopment Plan (17th and Q/Credit Union Redevelopment Project)" which is attached hereto, marked as Attachment "A", and made a part hereof by reference, and has reviewed said plan and has found that it meets the conditions set forth in Neb. Rev. Stat. § 18-2113 (Reissue 2007); and

WHEREAS, on March 11, 2011, a notice of public hearing was mailed postage prepaid to all registered neighborhood associations located in whole or in part within one mile radius of the area to be redeveloped setting forth the time, date, place and purpose of the public hearing to be held on March 23, 2011 before the Lincoln City - Lancaster County Planning Commission regarding the proposed 17th and Q/Credit Union Redevelopment Project, a copy of said notice and list of said registered neighborhood associations having been attached hereto as Attachment "B" and "C" respectively; and

WHEREAS, on April 1, 2011 a notice of public hearing was mailed postage prepaid to the foregoing registered neighborhood associations setting forth the time, date, place, and purpose of the public hearing before the City Council to be held on April 18, 2011, regarding the proposed 17th and Q/Credit Union Redevelopment Project, a copy of said notice having been attached hereto as Attachment "D"; and

WHEREAS, on April 1, 2011 and April 8, 2011 a Notice of Public Hearing was published in the Lincoln Journal Star newspaper, setting the time, date, place and purpose of the public hearing to be held on April 18, 2011 regarding the proposed 17th and Q/Credit Union Redevelopment Project for said blighted and substandard area, a copy of such notice having been attached hereto and marked as Attachment "E"; and

WHEREAS, said proposed Amendments to the Antelope Valley Redevelopment Plan to add the 17th and Q/Credit Union Redevelopment Project have been submitted to the Lincoln-Lancaster County Planning Commission for review and recommendations, and said Planning Commission on March 23, 2011 found the Plan Amendments to be in conformance with the Comprehensive Plan and recommended approval thereof; and

WHEREAS, on April 18, 2011 in the City Council chambers of the County-City Building, 555 South 10th Street, Lincoln, Nebraska, the City Council held a public hearing relating to the proposed modifications to the Redevelopment Plan and all interested parties were afforded at such public hearing a reasonable opportunity to express their views respecting said proposed modifications to the redevelopment plan; and

WHEREAS, the City Council has duly considered all statements made and materials submitted relating to said proposed modifications to the redevelopment plan.

NOW, THEREFORE, IT IS FOUND AND DETERMINED by the City Council of the City of Lincoln, Nebraska as follows:

1. That the 17th and Q/Credit Union Redevelopment Project is described in sufficient detail and is designed with the general purpose of accomplishing a coordinated, adjusted and harmonious development of the City and its environs which will promote the general health, safety and welfare, sound design and arrangement, the wise and efficient expenditure of public funds, and the prevention of the recurrence of unsanitary or unsafe dwelling accommodations or conditions of blight.

2. That incorporating the 17th and Q/Credit Union Redevelopment Project into the Redevelopment Plan is feasible and in conformity with the general plan for the development of the City of Lincoln as a whole and said Plan is in conformity with the legislative declarations and determinations set forth in the Community Development Law.

3. That the substandard and blighted conditions in the 17th and Q/Credit Union Redevelopment Project Area are beyond remedy and control solely by regulatory process and the exercise of police power and cannot be dealt with effectively by the ordinary operations or private enterprise without the aids provided by the Community Development law, specifically including Tax Increment Financing.

4. That elimination of said substandard and blighted conditions under the authority of the Community Development Law is found to be a public purpose and in the public interest.

5. That the 17th and Q/Credit Union Redevelopment Project would not be economically feasible without the use of tax-increment financing.

6. That the costs and benefits of the redevelopment activities, including costs and benefits to other affected political subdivisions, the economy of the community, and the demand for public and private services have been analyzed by the City Council as the governing body for the City of Lincoln and have been found to be in the long-term best interest of the City of Lincoln.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. That the document entitled "Proposed Amendments to the Antelope Valley Redevelopment Plan for the 17th and Q/Credit Union Redevelopment Project" attached hereto as Attachment "A", establishing and adding the 17th and Q/Credit Union Redevelopment Project to the Antelope Valley Redevelopment Plan (to be listed as Project L), is hereby accepted and approved by the City Council as the governing body for the City of Lincoln.

2. That the Urban Development Director, or his authorized representative, is hereby authorized and directed to take all steps necessary to implement the provisions of said Redevelopment Plan as they relate to the above-described modifications.

3. That the Redevelopment Project Area for the 17th and Q/Credit Union Redevelopment Project as described and depicted in the Plan Amendments is the Redevelopment Project Area comprising the property to be included in the area subject to the tax increment provision authorized in the Nebraska Community Development Law.

4. That the Finance Director is hereby authorized and directed to cause to be drafted and submitted to the City Council any appropriate ordinances and documents needed for the authorization to provide necessary funds including Community Improvement Financing in accordance with the Community Development Law to finance related necessary and appropriate public acquisitions, improvements and other activities set forth in said Plan Amendment to the Antelope Valley Redevelopment Plan.

Introduced by Eugene Carroll

Seconded by Hornung & carried by the following vote: AYES: Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: Camp.

APPROVING A CONTRACT BETWEEN THE CITY AND THE NEBRASKA DEPARTMENT OF ROADS TO MERGE THE PREVIOUSLY APPROVED WEST O HISTORIC HIGHWAY PROJECT FOR IMPROVEMENTS LOCATED ON A FOUR-BLOCK SEGMENT OF WEST O STREET BETWEEN 3RD STREET AND THE SALT CREEK BRIDGE INTO A SECOND GRANT PROJECT EXTENDING THE IMPROVEMENTS TO HOMESTEAD EXPRESSWAY - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86304 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Agreement between the City of Lincoln and the State of Nebraska Department of Roads for Project No. ENH-5266(2), State CN-12946, for federal funds for the Lincoln West "O" Historic Highway Project, to include a second grant project extending the improvements to Homestead Expressway, in accordance with the terms and conditions contained in said Agreement, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to return the executed copies of the Agreement to the Urban Development Department, for transmittal and execution by the State Department of Roads.

Introduced by Jon Camp

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LINCOLN AND LANCASTER COUNTY TO PROVIDE A LIAISON FOR THE DELIVERY OF HUMAN SERVICES TO THE HISPANIC/LATINO COMMUNITY FOR A ONE YEAR TERM - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86305 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Interlocal Agreement between the City of Lincoln and County of Lancaster for the provision of a liaison for the delivery of human services to the Hispanic/Latino community for a period of January 1, 2011 through December 31, 2011, in accordance with the terms, conditions and assurances contained in said Agreement, which is attached hereto, is hereby approved and the Mayor is hereby authorized to execute said Agreement on behalf of the City.

The City Clerk is directed to return one executed copy of the Agreement to Angela Zocholl, Lancaster County Clerk's Office.

Introduced by Jon Camp

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

APPROVING A MULTI-YEAR CONTRACT BETWEEN THE CITY OF LINCOLN, LANCASTER COUNTY, LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION AND DELL MARKETING L.P. FOR COMPUTER EQUIPMENT, PERIPHERALS, AND RELATED SERVICES FOR A TERM FROM THE DATE OF EXECUTION THROUGH AUGUST 31, 2012, WITH OPTIONS TO RENEW FOR TWO ONE-YEAR TERMS OR ONE TWO-YEAR TERM - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption:

A-86306 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the multi-year contract between the City of Lincoln, Lancaster County, Lincoln-Lancaster County Public Building Commission and Dell Marketing, L.P. for computer equipment, peripherals, and related services for a term from the date of execution through August 31, 2012, with options to renew for two one-year terms or one two-year term, in accordance with the terms and conditions contained in said contract, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Jon Camp

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

PUBLIC HEARING ORDINANCE - THIRD READING

AMENDING CHAPTER 10.32 OF THE LINCOLN MUNICIPAL CODE RELATING TO STOPPING, STANDING AND PARKING OF VEHICLES BY ADDING A NEW SECTION NUMBERED 10.32.075 TO PROHIBIT THE PARKING OF TRUCKS ON A STREET MORE THAN 400 FEET FROM THE PRIMARY PLACE OF BUSINESS AND PROVIDING CERTAIN EXCEPTIONS - PRIOR to reading:

CAMP Moved to place Bill No. 11-39 on Indefinite Pending.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

CLERK Read an ordinance, introduced by Jayne Snyder, amending Chapter 10.32 of the Lincoln Municipal Code relating Stopping Standing and Parking of Vehicles by adding a new section numbered 10.32.075 to prohibit the parking of trucks on a street more than 400 feet from the primary place of business and providing certain exceptions, the third time.

ORDINANCE - 1ST READING & RELATED RESOLUTIONS (as required)

APPROVING THE LEASE AGREEMENT BETWEEN THE CITY AND SCOTT AND CINDY JENSEN FOR THE LEASE OF OFFICE SPACE BY AGING PARTNERS FOR ITS PERSONAL & FAMILY SERVICES MEDICAID WAIVER PROGRAM AT 320 N. STATE STREET, OSCEOLA, NE 68651 FOR A TERM OF JUNE 1, 2011 THROUGH MAY 31, 2012 - CLERK read an ordinance, introduced by Eugene Carroll, accepting and approving a Lease Agreement between the City of Lincoln and Scott and Cindy Jensen for the lease of office space by the Aging Partners for its Personal & Family Services Medical Waiver program located at 320 N. State Street, Osceola, NE 68651, for a term of June 1, 2011 through May 31, 2012, the first time.

CHANGE OF ZONE NO. 11008 - APPLICATION OF ASSURITY LIFE INSURANCE COMPANY FOR A CHANGE OF ZONE FROM B-4 LINCOLN CENTER BUSINESS DISTRICT TO B-4 LINCOLN CENTER BUSINESS DISTRICT WITH A SPECIAL SIGN DISTRICT DESIGNATION, TO ALLOW AN ADDITIONAL FREESTANDING SIGN, ON PROPERTY GENERALLY LOCATED AT 2000 Q STREET - CLERK read an ordinance, introduced by Eugene Carroll, designating the property generally located at Antelope Valley Parkway and Q Street as a Special Sign District in accordance with the provisions of §27.69.300 of the Lincoln Municipal Code and adopting special criteria for signs in said district, the first time.

VACATION NO. 11004 - VACATING TWO PORTIONS OF OLD PINE LAKE ROAD BETWEEN SOUTH 84TH STREET AND SOUTH 91ST STREET - CLERK read an ordinance, introduced by Eugene Carroll, vacating two portions of the old Pine Lake Road right-of-way located between South 84th Street and South 91st Street, and retaining title thereto in the City of Lincoln, Lancaster County, Nebraska, the first time.

AMENDING ORDINANCE NO. 17366 PASSED JUNE 29, 1998, AND ORDINANCE NO. 18214 PASSED AUGUST 4, 2003, FOR THE WIDENING AND RECONSTRUCTION OF OLD CHENEY ROAD FROM NEBRASKA HIGHWAY 2 TO APPROXIMATELY 1,450 FEET EAST OF SOUTH 84TH STREET TO REMOVE DESIGN REQUIREMENTS FOR RAISED MEDIANS AND RIGHT TURN LANES - CLERK read an ordinance, introduced by Eugene Carroll, amending Ordinance No. 17366 and Ordinance No. 18214, which in part authorized and directed the Department of Public Works and Utilities to proceed with the preparation of detailed plans and specifications for the widening, reconstruction, and improvement of Old Cheney Road from Nebraska Highway 2 to South 84th Street; to acquire necessary rights-of-way and easements relating thereto; and to proceed with construction thereof, the first time.

VACATION NO. 10006 - VACATING MULTIPLE STREETS AND ALLEYS IN THE WEST HAYMARKET REDEVELOPMENT AREA, GENERALLY LOCATED AT 5TH STREET FROM L STREET TO M STREET, NEEDED BY BNSF RAILWAY COMPANY (BNSF) FOR A FUTURE RAILWAY CORRIDOR. (REQUEST 2ND & 3RD READINGS ON 4/25/11) - CLERK read an ordinance, introduced by Eugene Carroll, vacating multiple streets and alleys in the West Haymarket Redevelopment Area, generally located at South 5th Street from L Street to M Street, needed by BNSF Railway Company (BNSF) for the future railway corridor, the first time. **(Request 2nd & 3rd Readings on 4/25/11)**

ORDINANCES - 3RD READING & RELATED RESOLUTIONS (as required)

AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$300,000.00 OF CITY OF LINCOLN, NEBRASKA ROSEWOOD PROJECT TAX ALLOCATION BONDS, SERIES 2011 FOR THE REDEVELOPMENT OF PROPERTY GENERALLY LOCATED AT 2301 N.W. 12TH STREET WITHIN THE NORTHWEST CORRIDORS REDEVELOPMENT PLAN - CLERK read an ordinance, introduced by Jayne Snyder, Authorizing the issuance of not to exceed \$300,000.00 of City of Lincoln, Nebraska Rosewood Project Tax Allocation bonds, Series 2011 for the redevelopment of property generally located at 2301 N.W. 12th Street within the Northwest corridors Redevelopment Plan, the third time.

SNYDER Moved to pass the ordinance as read.

Seconded by Emery & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

The ordinance, being numbered **#19519**, is recorded in Ordinance Book #27, Page .

CREATING WATER DISTRICT NO. 1203 IN N.W. 19TH STREET FROM WEST Q STREET TO WEST S STREET AND ASSESSING THE COSTS THEREOF AGAINST THE BENEFITTED PROPERTY - CLERK read an ordinance, introduced by Jayne Snyder, creating Water District No. 1203, designating the real estate to be benefitted, providing for assessment of the costs of the improvements constructed therein, providing for the acquisition of easements and additional right-of-way, if necessary, and repealing all ordinances or parts of ordinances in conflict herewith, the third time.

SNYDER Moved to pass the ordinance as read.

Seconded by Emery & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

The ordinance, being numbered **#19520**, is recorded in Ordinance Book #27, Page .

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APPROVING THE DEVELOPMENT AND CONDITIONAL ZONING AGREEMENT FOR NW CORNER OF S. 33RD

AND A STREETS BETWEEN MEMBERS OWN CREDIT UNION AND THE CITY OF LINCOLN FOR A CHANGE OF ZONE FROM R-2 RESIDENTIAL DISTRICT TO B-3 COMMERCIAL DISTRICT FOR A RANGE OF COMMERCIAL AND RETAIL USES, TO CONTROL ACCESS TO A STREET AND TO RESTRICT USES, LIGHTING AND SIGNAGE, ON PROPERTY GENERALLY LOCATED AT S. 33RD AND A STREETS. (RELATED ITEMS: 11R-84, 11-34) (ACTION DATE: 4/18/11) - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86307 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the agreement titled NW Corner of S. 33rd and A Street Development and Conditional Zoning Agreement which is attached hereto marked as Attachment "A" and made a part hereof by reference, between the City and MembersOwn Credit Union, upon the terms and conditions contained in said Agreement restricting commercial and retail development and uses on property generally located at the northwest corner of S. 33rd and A Streets and legally described as Lots 18 and 19, Block 1, Ellendale Addition to Lincoln, Lancaster County, Nebraska, under B-3 Commercial District zoning is hereby approved and the Mayor is authorized to execute the NW Corner of S. 33rd and A Street Development and Conditional Zoning Agreement on behalf of the City.

BE IT FURTHER RESOLVED that the City Clerk is directed to return one fully executed copy of this Agreement to Rick Peo, Chief Assistant City Attorney, for distribution to the Owner.

BE IT FURTHER RESOLVED that the City Clerk is directed to record the Zoning Agreement or a summary memorandum thereof with the Register of Deeds, filing fees to be paid by the Owner.

Introduced by Jayne Snyder

Seconded by Cook & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

CHANGE OF ZONE 11006 - APPLICATION OF TUDANS ENPETE PROPERTIES LLC FOR A CHANGE OF ZONE FROM R-2 RESIDENTIAL DISTRICT TO B-3 COMMERCIAL DISTRICT ON PROPERTY GENERALLY LOCATED NORTHEAST OF THE CORNER OF CHAUTAUQUA AVENUE AND A STREET. (RELATED ITEMS: 11R-84, 11-34) (ACTION DATE: 4/18/11) - CLERK read an ordinance, introduced by Jayne Snyder, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the third time.

SNYDER Moved to pass the ordinance as read.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

The ordinance, being numbered **#19521**, is recorded in Ordinance Book #27, Page .

CHANGE OF ZONE 11007 - AMENDING CHAPTER 27.80 OF THE LINCOLN MUNICIPAL CODE RELATING TO FEES BY AMENDING SECTION 27.80.010 TO REQUIRE A PERSON REQUESTING A ZONING ACTION CONFIRMATION LETTER UNDER TITLE 27 OF THE LINCOLN MUNICIPAL CODE TO PAY AN APPROPRIATE FEE THEREFOR AS ESTABLISHED BY RESOLUTION OF THE CITY COUNCIL. (RELATED ITEMS: 11-35, 11R-83) (ACTION DATE: 4/18/11) - CLERK read an ordinance, introduced by Jayne Snyder, amending Chapter 27.80 of the Lincoln Municipal Code relating to fees by amending Section 27.80.010 to require a person requesting a zoning action confirmation letter under Title 27 of the Lincoln Municipal Code to pay an appropriate fee therefor as established by resolution of the City Council, the third time.

SNYDER Moved to pass the ordinance as read.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

The ordinance, being numbered **#19522**, is recorded in Ordinance Book #27, Page .

ESTABLISHING AN APPROPRIATE FEE FOR ZONING ACTION CONFIRMATION LETTERS ISSUED BY THE PLANNING DEPARTMENT PURSUANT TO LINCOLN MUNICIPAL CODE SECTION 27.80.010. (RELATED ITEMS: 11-35, 11R-83) (ACTION DATE: 4/18/11) - CLERK read the following resolution, introduced by Jayne Snyder, who moved its adoption:

A-86308 WHEREAS, in accordance with Section 2.30.025 of the Lincoln Municipal Code, the City Council has authority to set an application fee which the Planning Department may charge for issuance of a zoning action confirmation letter confirming the existing zoning and other related information pertaining to a premises as defined in Section 27.03.495 of the Lincoln Municipal Code; and

WHEREAS, the Planning Director has proposed that the City Council set the application fee in the amount of \$60.00; and

WHEREAS, the City Council finds that the application fee, based on the reasonable costs of providing the zoning action confirmation letter represents a reasonable fee to be charged for the issuance of such letter.

NOW, THEREFORE, BE IT RESOLVED by the City Council, that commencing on the effective date of this resolution, the application fee for issuance of a zoning action confirmation letter shall be \$60.00.

Introduced by Jayne Snyder

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

COMP. PLAN CONFORMANCE 11004 - DECLARING APPROXIMATELY 27,751 SQ. FT. OF PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF NORTH 8TH AND U STREETS AND APPROXIMATELY 2,979 SQUARE FEET OF PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF 7TH AND T STREETS AS SURPLUS PROPERTY - CLERK read an ordinance, introduced by Jayne Snyder, declaring approximately 30,730 square feet of City owned property generally located north of 8th and S Streets as surplus, the third time.

SNYDER Moved to pass the ordinance as read.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

The ordinance, being numbered #19523, is recorded in Ordinance Book #27, Page .

VACATION 11002 - VACATING (1) A PORTION OF STADIUM DRIVE AT 10TH STREET; (2) A PORTION OF NORTH 10TH STREET SOUTH OF SALT CREEK ROADWAY; AND (3) AN UN-NAMED RIGHT-OF-WAY WEST OF NORTH 10TH STREET NORTH OF BLOCK 14, NORTH LINCOLN ADDITION; TO ACCOMMODATE THE CONSTRUCTION OF THE NEW ROADWAY AND ROUND-ABOUT ASSOCIATED WITH THE WEST HAYMARKET REDEVELOPMENT PROJECT - CLERK read an ordinance, introduced by Jayne Snyder, vacating (1) a portion of Stadium Drive at 10th Street; (2) a portion of North 10th Street south of Salt Creek Roadway; and (3) an un-named right-of-way west of North 10th Street north of Block 14, North Lincoln Addition; and retaining title thereto in the City of Lincoln, Lancaster County Nebraska, the third time.

SNYDER Moved to pass the ordinance as read.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

The ordinance, being numbered #19524, is recorded in Ordinance Book #27, Page .

OPEN MICROPHONE - NONE

MISCELLANEOUS BUSINESS

PENDING -

CAMP Moved to extend the Pending List to April 25, 2011.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

UPCOMING RESOLUTIONS

CAMP Moved to approve the resolutions to have Public Hearing on April 25, 2011.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

ADJOURNMENT 4:29 P.M.

CAMP Moved to adjourn the City Council meeting of April 18, 2011.

Seconded by Carroll & carried by the following vote: AYES: Camp, Carroll, Cook, Emery, Hornung, Snyder, Spatz; NAYS: None.

Joan E. Ross, City Clerk

Judy Roscoe, Senior Office Assistant

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